App.F.IX-4]

1924-25 (CS)

File No. 179/24

Serial Nos. 8 to 11

Previous References.
CS 129-24-3 to 7
CS 145-24-142
CS 154-22-176
CS 92-22-3
CS 92-22-142 (Confdl Col 1922-23)
CS 185-21-142
CS 29-21-243
Later references.
CS 202-19-15-16
CS 237-19-3-6
CS 99-18-9 to 10
CS 99-18-6 to 8
CS 99-18-1 to 5
G.M. 106-17-53
G.M. 106-17-65

Reserve

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 8 to 11

Part B for Nov. 1925

SUBJECT

Representations of Messrs T. Ramaraya V. Vedavyasachari & B.S. Raghavendra Rao. Asst Commrs., regarding their rank.

To Mr. T. Ramaraya
B. Vedavyasachari
B.S. Raghavendra Rao
G.O. 1118-20 Dy 30/10/25

Directions to change the relative rank of Asst. Commrs fixed in G.O. Dy 1-7-25

(For Disposal at a Meeting)

No. C. 133

of 1925-6

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

(Clause v of the schedule)

Representation of certain Assistant Commissioners regarding their rank.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

10th September 1925.

Chief Secretary to Government.

Extraordinary Member of Council.

First Member of Council. 2/- 12/9/1.

Second Member of Council. 10/- 15/9

25/8/6 15/9

Extra Member of Council.

Serial No. 8-9

From

Mr. T. Ramaiya, Asst. Secy. to Govt.

Mr. V. Vedaryasachar, Asst. Secy. to Govt.

Letters dt. 11.7.25

Re Request therein in the circumstances explained they may be allowed to retain their lien in the list of Asst. Commissioners and in case they are placed above the Provisionally permanent officers confirmed in G.O. No. 1867/4/18 dt. 23.10.18 and promoted as Deputy Commissioners

Mr. V. Vedaryasachar belongs to the batch of Probationary Assistant Commissioners recruited by competition in January 1918. Their seniority among Prob. A.Cs. in 1918 was as follows:-

1) Mr. A. Srinivasan
2) Mr. B.S. Raghavendra Rao
3) " V. Vedaryasachar
4) " Sundara Rao
5) " S. Narayana Rao
6) " T. Ramaiya

2. Under the old Civil Service Rules these officers had to pass the following departmental Service Examinations before confirmation:

1) Revenue higher
2) Criminal higher
3) Accounts higher
4) Civil Part I
5) Civil Part II
6) Registration

WD 2119—GPB—10,000—27-4-25

eral and Revenue
tariat.

Serial No.

3. Four of the 6 officers referred to above only two, viz., Mr. A. Srinivasan and Mr. S. Narayana Rao passed all the service exams. within the probationary period of 2 years and were confirmed as Asst. Commrs., Ist class (on Rs 250) with effect from 18. 1. 20. Messrs B.S. Raghavendra Rao V. Vedavyasachar & T. Ramaiya fully qualified themselves for confirmation from 8th June 21 and Mr. G. Sundara Rao from 2nd June 21 and they were confirmed from those dates respectively.

y

para 23 of G.O. dt 22. 9. 21.

X

4. Under the new Civil Services Rules the probationary Asst. Commissioner will be confirmed as Asst. Commr. until he has passed the Rev. (Higher), Criminal (Higher), Accounts (Lower) tests & every Asst. Commr. will be required to pass the Civil (Parts I & II) Examination before he is given his first increment. ~~The first requirement of~~ Dismissal within two years of their probationary period (year of grace), Messrs Vedavyasachar passed Crim. (Higher) & Civil Part I in May 20 and Accounts (Higher) & Civil Part II in June 21 and Mr. T. Ramaiah passed Accounts (Higher) & Civil Part I in May 1920 & Civil Part II in June 21.

5. The first requirement of these two

NOTE—Contn. Sheet

Serial No.

officers in other than may be restored to
these 1 more d)
7 the legal seniority of these officers as
that in any case they may be placed
above the Provisionally Permanent officers
who have since been confirmed and treated as
supernumeraries.
8 Prior to the ~~termination~~ introduction
of the progressive scale of pay (Rs 250-25-450)
into the grade of Asst Commissioners, there
were five classes of Asst. Comrs. and
Provisionally Permanent Asst. Comrs. in a higher
class were being shown above the permanent
Asst. Comrs. of a lower class on 4.0: no
1-5.0 (C.B. 149-in-4 & 1.7.25) it has been
ordered that these Provisionally Permanent Asst. Comrs.
who have been confirmed as Asst. Comrs and treated
as Supernumeraries should take rank according
to their pays. The Ranks of Asst. Comrs. have
been fixed in accordance with the above principle.
The collection leading to the 4.0 referred to above
is put up.
Submitted for orders 9. The Comptroller has forwarded
24/8/25 for favourable consideration of Govt a
similar representation from Asst. B.S. Raghavendra Rao.
In this connection, kind reference is invited to the
notes in C.B. 202-19 ~~15~~ 15 & 16 and the Revenue
Secretary's note dated 2nd Nov. 27 in C.B. 92-22-3
which gives a full history of the case.
Submitted for orders.
24/8/25.

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E
U
Comr flagged Y
T

NOTE—Contn. Sheet

4)

G.R.S. IH-2]

WD 2119—GPB—10,000—27-4-25

C.B. File No. 84 of 19 160

General and Revenue Secretariat.

Serial No.

In view of the circumstances stated at para 8, it is difficult to see how the claims & representations of the three officers, whose claims are similar, can be supported. The papers will be forwarded to the A.G. Lee for his remarks, if any, on the cases under consideration.

A.G. Lee with Cuttle's report 13.8.25

The general question discussed in the above notes is whether provisionally permanent officers should be ranked below permanent officers. I think it is not reasonable to draw any such distinction between these two kinds of tenures.

Apart from this consideration, the only safe and general rule to be followed is to determine the relative positions of officers strictly in accordance with the pay they draw. Any other rule is likely to land us in trouble. For this reason I think that the decision already arrived at does not require reconsideration.

In all the representations in this file allusion is made to the changes made from time to time in the Rules requiring the passing of certain examinations for confirmation in the Civil Service. The changes are, I think, in the direction of making them more and more favourable to the

NOTE—Contn. Sheet

Serial No.

the officers. Although the Rules in force at the time should determine the relative positions and also determine them for all time in the particular list concerned, it must be admitted that such changes naturally give a grievance to officers who feel that they are unfavourably treated in comparison with those whose cases come under the more favourable Rules. Mr. Raghavendra Rao states that "there has been an instance in which an office has been confirmed without having passed a compulsory departmental examination" and also that "instances are not also wanting wherein changes in the Civil Service Rules have been given retrospective effect". If these are facts, the contention of the three officers that they should be similarly treated is considerably strengthened. I do not see how a concession shown to some can be with-held from others similarly circumstanced. I would suggest the investigation of this part of the representations. In one case -- that of Mr. Raghavendra Rao -- I have already expressed my opinion that it was unfair to have penalised him by lengthening the period of his probation when he could not sit for the departmental examination as Government themselves utilised his services otherwise and also as he was physically unfit ~~in~~ owing to a severe sickness to prepare for his examination. These grounds alone would

NOTE—Contn. Sheet

Serial No.

would warrant the reconsideration of his case even if there were no relaxations of the kind which he urges in support of his request and which make his case stronger still.

Chief Secretary with compliments.

C.B. 99-18 (S1+5) Flag A.

C.B. 92-22-3

General and Revenue Secretariat. C.S. File No. 84-85-160 of 19

Serial No

can be made and if any should
occasion is shown & there 3 persons
who are all in the South viz
Mr Raghavendra Rao Mr T. Ramaya
and Mr Venkatagopalan we are likely
to have many similar claims
I agree with Mr Ramaswamy Iyer
that the claims cannot be
segregated

Ooty 7/5/45

Mr Ramaswamy Iyer Mr Cousins
M C
Mr Ramaswamy
Mr Rao

NOTE—Contn. Sheet

G.R.S. III-2j

WD 2119—GPB—10,000—27-4-25

File No. of 19

General and Revenue Secretariat.

Serial No.

NOTE—Contn. Sheet

~~C 133~~

C.133

SUBJECT:- ~~14~~ 6

Representation of ~~certain~~ Assistant Commissioners re. their rank.

OPINION OF THE COUNCIL.
(Draft)

Note
It does not seem desirable to change the relative rank already fixed
by
Govt

Draft Endt. submitted
28.10.25
by

Endt. No. 1118-20 dt. 30.10.25

Declines to change the relative rank of Asst. Comrs. fixed in G.O. dt. 1.7.25.

instance in which an Officer has been confirmed without having passed a compulsory departmental exam-

Mr. T. Abdul Khader.
(vide C.B. 99-18 SLS 1-5)
Flag A.

also Mr. M. N. Balaraj who was appointed Asst. Com as a special case subject to his completing the prescribed departmental test at an early date.
(vide Lg. Dn. 106-17-SP45)
Flag B.

options wherein changes in the C.S. Rules have been given retrospective effect

There are no such instances.

The present representation does not contain any other grounds except the ones already considered in connection with his previous representations.

CB 179-44-8

To

The Chief Secretary to the Government of Mysore,

Bangalore

CB 84

Sir,

I have the honour to state that, in connection with the amalgamation of the A and B Schedules in accordance with the recent order on the Civil Service Re-organisation, it is learnt that officers who were hitherto provisionally permanent and who are now treated as supernumeraries, being extra to the scale, are proposed to be placed above permanent officers, presumably on the basis of pay.

I beg to submit, in this connection, that the relative ranks of officers are to be determined by the nature of the tenure of their appointments and not according to pay. This is the principle followed in other Governments [redacted]. This principle has also been followed in other Departments in our own State.

I would also beg to submit that I was and would have continued to be the senior of these and certain other officers, except for the operation of the old Civil Service Rules- and that by my being placed above these officers, they do not lose any place and can [redacted] have no grievance.

I would also beg to submit that if the benefit of the new Civil Service Rules was available for me, or at least if there were two Local Service Examinations in the year as has been subsequently ordered I would not have lost my original place. In other Governments, the rank of an officer in service is the one he obtained in the Examination.

Even in our own Civil Service, instances are not wanting wherein officers have been confirmed without having passed the

the requisite examinations; and in identical circumstances, officers have been restored their places in other Departments.

In this connection, I beg permission to invite the attention of Government to the Civil List published in July 1922 wherein the provisionally permanent officers rank below Mr.Ranjodh Singh who belongs to the next batch after ours; and even in the later Civil Lists, although these officers are shown above permanent officers, on account of pay, no numbers have been shown against their names, as they had no place in the cadre. There is no reason why they should now be placed above us all.

I would further request permission to state that the inclusion of these officers in the new Civil Service Cadre is not as a matter of right; and should certainly not be allowed to operate as a hardship on the permanent officers.

I humbly request, in view of the above, that I may kindly be restored my place; and, in any case, placed above the provisionally permanent officers, who have been allowed to supersede us.

G.O. 8.7.25 E.

I have the honour to be,

Sir,

Your most obedient servant,

Asst Surg to Govt

Bangalore,

17th July 1925.

CB 179-4-1

CB 85

To

The Chief Secretary to the Government of Mysore,

Bangalore.

Sir,

I have the honour to state that, in connection with the amalgamation of the A and B Schedules in accordance with the recent order on the Civil Service Re-organisation, it is learnt that officers who were hitherto provisionally permanent and who are now treated as supernumeraries, being extra to the scale, are proposed to be placed above permanent officers, presumably on the basis of pay.

I beg to submit, in this connection, that the relative ranks of officers are to be determined by the nature of the tenure of their appointments and not according to pay. This is the principle followed in other Governments. This principle has also been followed in other Departments in our own State.

I would also beg to submit, that I was and would have continued to be the senior of these and certain other officers, except for the operation of the old Civil Service Rules; and that, by my being placed above these officers, they do not lose any place and can have no grievance.

I would also beg to submit that, if the benefit of the new Civil Service Rules was available for me, or at least if there were two Local Service Examinations in the year as has been subsequently ordered I would not have lost my original place. In other Governments, the rank of an officer in service is the one he obtained in the Examination.

Even in our own Civil Service, instances are not wanting wherein officers have been confirmed without having passed the requisite examinations; and in identical circum-

stances

the requisite examinations; and in identical circumstances, officers have been restored their places in other Departments.

In this connection, I beg permission to invite the attention of Government to the Civil List published in July 1922 wherein the provisionally permanent officers rank below Mr.Ranjodh Singh who belongs to the next batch after ours; and even in the later Civil Lists, although these officers are shown above permanent officers, on account of pay, no numbers have been shown against their names, as they had no place in the cadre. There is no reason why they should now be placed above us all.

I would further request permission to state that the inclusion of these officers in the new Civil Service Cadre is not as a matter of right; and should certainly not be allowed to operate as a hardship on the permanent officers.

I humbly request, in view of the above, that I may kindly be restored my place; and, in any case, placed above the provisionally permanent officers, who have been allowed to supersede us.

I have the honour to be,

Sir.

Your most obedient servant,

Bangalore,

11th July 1925

Assistant Secretary to Govt
(I.+C.)

CS 160

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

No. 82 (Exc. one)
Comptr.

Bangalore, dated 21st July *1925*

CS 179-4-10

From

T. SATYARAJ CHETTY, Esq., B.A.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
BANGALORE

To

Rajakaryaprasakta

Diwan Bahadur M. N. Krishna Rau, Esq., B.A.,

Secretary to Government - (Financial).

Sir,

I have the honour to forward herewith for the favourable consideration of Government a representation from Mr. B. S. Raghavendra Rau, Assistant Comptroller, and to state that any concession which Government may be pleased to grant him would be a fitting recognition of the very good services rendered and the excellent work done by him in this office. If as stated by Mr. Raghavendra Rau in his letter other officers have been granted similar concession, he richly deserves being shown the same consideration.

I have the honour to be

Sir,

Your most obedient servant,

T Satyaraj Chetty

Comptroller.

This is a question concerning the Civil Service and the letter is accordingly forwarded with compts to the chief Secy.
Cmnl
27/7/25

C-B
Put up
27.7.25

MMR

To

Rajakaryaprasaktha

Diwan Bahadur M. N. KRISHNA RAO Esq., B.A.,

Financial Secretary to the Government of Mysore,

B A N G A L O R E.

Sir,

I have the honor to request you to kindly submit the following for consideration and favorable orders of Government:-

In connection with the amalgamation of the A & B Schedules it is learnt that even officers who were provisionally permanent and who are now as a special case treated as supernumeraries being extra to the scale are proposed to be placed above permanent officers presumably on the basis of Pay. The relative ranks of officers are determined by the nature of the tenure of their appointments and not according to Pay and this is the principle usually followed everywhere and I therefore submit that these should not be allowed to go over me. As I was senior to these and several other officers and I would have continued to be their senior but for the old Civil Service Rules and by my being placed above them none of these officers could really have any grievance.

In this connection I most respectfully request that you kindly move Government to restore me to my original place which I have now been made to lose for no fault of mine.

I have passed the Intermediate, B.A., and M.A., Examinations in First Class and I passed the Civil Service Examination in January 1918 stading 2nd in the test. There were then three chances within which I had to pass all the Local Tests. The first of these I could not

fully

fully avail as I was prevented by Government from studying for this examination being deputed in spite of my protest for duty in the Education Department. I could not at all avail myself of the 2nd examination as I was down with typhoid at the time of and even long after, the examination. Although I was just recovering from illness (at the third and practically the 1st chance for me) I passed all the examinations except the procedure portion of Civil Part II and for this I have been made to lose my place.

According to the New Civil Service Rules an officer is confirmed without passing Civil Part II and even under the old rules B.Ls of the Madras University were confirmed without having passed the Civil Procedure Examination. While others are not bound to pass this examination I do not know why I should be punished by loss of place for not passing the same. Again there has been an instance in which an officer has been confirmed without having passed a Compulsory Departmental Examination. In exactly similar circumstances Mr. Y. Ramaswamy in the Public Works Department, has been restored his place. Again while all other batches had 4 examinations and the batches subsequent to ours 5 examinations to qualify themselves, our batch was peculiarly unfortunate and had only 3 of which I in particular could avail myself completely only of one! If any one of these concessions that have been allowed to other officers be shown to me, or even the recent changes in the Civil Service rules at least be made applicable to me I shall not lose my place. Instances are not also wanting wherein changes in the Civil Service rules have been given retrospective effect. I beg to submit to Government that as it stands, over 6 officers are now made to supersede me leaving aside the provisionally permanent

and

and this means that my chances of promotion are permanently put off. In these circumstances I request you to kindly restore my original place to me.

Sir, I have had the privilege of serving in the Finance Department for over five years and my good work has been recognised through you by Government more than once and I would request that in consideration of this and what is stated above I may be restored my place. Officers punished by Government by stoppage of increments or misconduct or neglect of duty under the present rules do not necessarily lose their rank and I only request that I may not be placed in a worse position for absolutely no fault of mine.

For facility of reference I enclose herein a brief abstract of my representation.

Requesting you Sir, in these circumstances to kindly get my rank restored.

I have the honor to be
Sir,
Your most obedient servant.,

B Raghavendra
21.7.25

Assistant Comptroller.

Bangalore,
Dated, 21st J u l y 1925.

ABSTRACT OF MY REPRESENTATION.

I had only one chance as against 3 my batch had and 5 chances that the previous and subsequent batches had.

I failed only in Civil Procedure Code a subject which B.Ls do not pass and yet they are confirmed. The same concession may be shown to me.

Under exactly similar circumstances officers in the P.W.D. have been allowed to retain their place.

Even in the Civil Service an officer was confirmed although he had not passed the required examinations.

The New Civil Service Rules provide for confirming an officer even though he has not passed Civil Parts I and II and retrospective effect may be given to this as has been done for similar changes in the rules in the past. In view of all these and in view of my work in this office I request my case be recommended to Government for restoring my original place and incidentally, of course, being placed above the provisionally permanent officers.

6. By my being restored my place no body loses anything as I am only getting back my old place. Now while they all have gained only one place I lose as many as 15 places.

By

G. .. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT

( )

, the *191*

Date of issue.....30/10/25.....

Signed by.....Asst. G. Appaya Gowda

Section CB

File No. 179/24

Serial No. 11

Endt. No. 1118-20 CB

To (1) Asst. T. Ramanna, Asst. Secy to Govt
(2) Asst. V. Vedavyasachar
(3) Asst. B. S. Raghavendra Rao, I.I

With reference to his representation dated Nov/11th July 1925 (3) 21 St. requesting that in the circumstances explained he may be restored to his original place in the list of Asst. Commissioners, Govt. informed that Govt see no reason to change the relative rank of Asst. Commrs. already fixed in G.O. No. 1-50/C.B. 179-24-4 & 1st July 25.

over

By order,

Chief Secretary

Govt Mr 28.10.25